

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/738,417 )  
Applicant: Ham, J ) Ex. S. Johnson  
Title: Inert Tactical Weapons System and ) Art Unit 3641  
Method of Use )  
Filing Date: Dec. 17, 2003 )

Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Currently on appeal

EXAM OFFICE

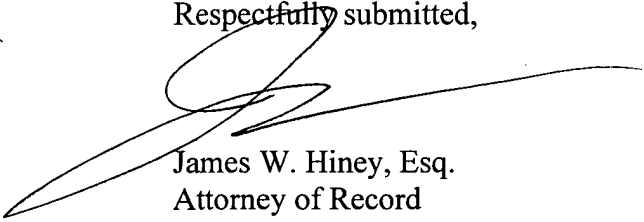
**Status Inquiry**

Now comes applicant and through the undersigned, his attorney of record,  
requests a status report on the appeal. I corrected brief was filed on Oct. 17, 2008 which  
is fifteen months ago and there has been no reply in the form of an Examiner's brief.  
Please respond by stating when said Examiners Reply Brief will be completed. A copy  
of the filing of the appeal brief in 2008 is attached.

Attached is a self-addressed stamped postcard and it requested that it be date

stamped and deposited with the U. S. Postal Service.

Respectfully submitted,



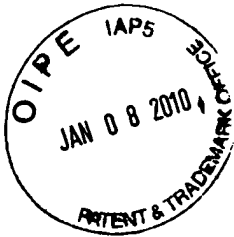
James W. Hiney, Esq.  
Attorney of Record  
Reg. No. 24,705  
P. O. Box 818  
Middleburg, VA 20118  
(703) 764-1860

**Certification of Mailing.**

I, James W. Hiney, do hereby certify and aver that an executed copy of this request with the 3<sup>rd</sup> amended appeal brief and a check were deposited on January 7, 2010 by First Class Mail with the U.S. Postal Service, addressed to the Commissioner for Patents P. O. Box 1450, Alexandria, VA 22313



James W. Hiney



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**Summary of Interview with Examiner on Oct. 2, 2008**

Now comes applicant and through the undersigned, his attorney of record,  
Provides a summary of the interview granted him by the Examiner on the above date.

The Examiner pointed out certain aspects of the brief which needed to be changed including making a more specific reference to the specification and drawings in the description of the claims in Section V and in defining the means plus function phrases in the claims. This change was implemented.

The Examiner also noted that the Rejections Section should only contain the

headings of what actually was rejected on what grounds and that change was implemented. The material addressing the rejection was moved to Section VII the Arguments section.

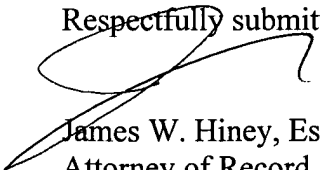
The verbiage in Section IV was changed per the Examiner's suggestion to more fully comply with the brief requirements.

Section VIII was changed to indicate Appendix A as the correct designation per the Examiners pointing out the error of the "VIII" designation

Section X was changed to read "None" per the Examiners suggestions.

It is now believe that the brief, already filed with an extension of Time in which to reply request, is in proper form. Accompanying this submission is a copy of the Interview Summary by the Examienr. The undersigned thanks the Examiner for assisting in making the brief format compliant. It is noted that all the copies of the cases relied upon have already been filed.

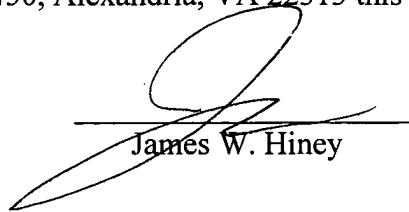
Respectfully submitted,



James W. Hiney, Esq.  
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I, James W. Hiney, do hereby certify and aver that an executed copy of this request with the 3<sup>rd</sup> amended appeal brief and a check were deposited, Express Mail No. EB 755322724 US, with the U.S. Postal Service, addressed to the Commissioner for Patents P. O. Box 1450, Alexandria, VA 22313 this 17<sup>th</sup> day of October, 2008.



James W. Hiney